

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

LANDMARK LEGAL FOUNDATION)	
)	
Plaintiff,)	
)	
v.)	Civil No. 12-1726 (RCL)
)	
ENVIRONMENTAL PROTECTION AGENCY)	
)	
Defendant.)	
)	

ORDER

Before the Court are plaintiff Landmark Legal Foundation's Proposed Production and Briefing Schedule [20], defendant Environmental Protection Agency's Response [21] thereto, and Landmark Legal Foundation's Reply [22].

By agreement of the parties, the following schedule shall apply:

1. All responsive, non-exempt records that will not be referred to the Executive Office of the President or other executive branch agency for consultation and review will be produced on or before February 7, 2013, *nunc pro tunc*;
2. A list of withheld documents will be produced along with the documents. This list shall include: (1) a list of all documents withheld in their entirety with the applicable exemption justifying why the document was withheld; and (2) with respect to partial withholdings, the applicable exemption placed on or next to the actual redaction on the redacted document itself;

3. Any document that is referred to the Executive Office of the President or other executive branch agency for consultation and review and is not withheld, in whole or part, pursuant to a FOIA exemption will be produced on or before February 27, 2013;

4. After final production, within twenty (20) days, Plaintiff and Defendant will meet and confer by telephone or otherwise to discuss the exemptions claimed;

5. If the parties cannot agree on the withholdings, Defendant will file any dispositive motion on or before March 30, 2013. Plaintiff will file its response within twenty (20) days of service of Defendant's dispositive motion. Defendant will file its reply within twenty (20) days of service of Plaintiff's response.

SO ORDERED.

Signed by Royce C. Lamberth, Chief Judge, on February 19, 2013.